Alexandria, VA 22313-1450

PTO/SB/30 (04-05)

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of Information unless it contains a valid OMB control number. 10/767,002 Request Application Number January 28, 2005 Filing Date Continued Examination (RCE) Robert Breslow First Named Inventor Transmittal 1761 Address to: Art Unit Mail Stop RCE Weinstein, Steven L. Commissioner for Patents **Examiner Name** P.O. Box 1450 66873-010001

Attorney Docket Number

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8. 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2

Submission required under 37 CFR 1.114 Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such

	a.	V	Previously submitted. If a final Office action is outstanding, any amendment considered as a submission even if this box is not checked.	nts filed after the final	Office action may be
		i.	Consider the arguments in the Appeal Brief or Reply Brief previously	filed on	
ļ		R.	Other Response dated July 26, 2005 to Office Action dated March		
	b.	\Box	Enclosed		ļ
	D.			mation Disclosure St	atement (IDS)
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2.	M	iscell	neous Suspension of action on the above-identified application is requested und	ter 37 CFR 1 103/c) f	or a
	a.		period of months. (Period of suspension shall not exceed 3 months:	Fee under 37 CFR 1.17	(i) required)
	b.	$\overline{\Box}$	Other		
3.	F a.	ees •/	The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the Director is hereby authorized to charge the following fees, any under Deposit Account No. 13-0206 . I have enclosed a	mayment of fees, or c	redit any overpayments, to s sheet.
1		i.	RCE fee required under 37 CFR 1.17(e)		·
		ij.	Extension of time fee (37 CFR 1.138 and 1.17)		
1		iii.	Other		· · · · · · · · · · · · · · · · · · ·
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	C.	\exists	Payment by credit card (Form PTO-2038 enclosed)		
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$\overline{}$			SIGNATURE OF APPLICANT, ATTORNEY, OR AGI	NT REQUIRED	November 14, 2005
	natur		Patrick O. Richards	Registration No.	48.905
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			CERTIFICATE OF MAILING OR TRANSMI It this correspondence is being deposited with the United States Postal Service with 1		class mail in an envelope
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Neg	no (P	dolOvo	Patrick D. Richards	Date November 1	4, 2005

This collection of information is required by 97 CFR 1.114. The information is required to obtain or retains a bonefit by the public which is to fite (and by the USPTO This collection of information is required by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, to process) an application. Contractishity is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, to process, an application form to the USPTO. Time will vary depending upon the Individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and the amount of time you require to complete this process. P.O. Box 1450, Alexandria, VA 22313-1450. ADDRESS. SEND TO: Mall Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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RCE for 10/767,002

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U.S. practice conducted through McDermott Will & Emery LLP.

227 West Monroe Street

Chicago, Illinois 60606-5096

Telephone: 312.372.2000

In re Appln. of Breslow, et al. RCE for U.S. Patent Appln. No. 10/767,002 "Frozen Additive for Use with a Heated Beverage" MWE Ref. No. 66873-010001

CERTIFICATE OF FACSIMILE TRANSMISSION

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Patrick D. Richards

(Typed or printed name of person faxing paper or fee)

Patrick D. Pulladd

(Signature of person faxing paper or fee)

Effective on 12/08/2004.

PTO/SB/17 (12-04)
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Fees pursuant to the Consolidated Appropriations Act. 2005 (H.R. 4818).	Application Number	10/767,002	CENED
FEE TRANSMITTAL	Filing Date	January 28, 2004	CENTRAL FAX CENT
For FY 2005	First Named Inventor	Robert Breslow	NOV 1 . SS-
	Examiner Name	Welnstein, Steven L.	NEV 1 4 2005
Applicant claims small entity status. See 37 CFR 1.27	Art Unit	1761	
TOTAL AMOUNT OF PAYMENT (\$) 395	Attorney Docket No.	66873-010001	
METHOD OF PAYMENT (check all that apply)			
Check Credit Card Money Order No	ne Other (please id	entify):	
Deposit Account Deposit Account Number: 13-0206		ame: McDermott Will & En	nery LLP
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FEE CALCULATION			
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3. APPLICATION SIZE FEE If the specification and drawings exceed 100 sheets of pa	(ha analiastian si		emall entity)
If the specification and drawings exceed 100 sneets of pa for each additional 50 sheets or fraction thereof. See	aper, the application so 35 U.S.C. 41(a)(1)(G)	and 37 CFR 1,16(s).	Silling Chinay /
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4. OTHER FEE(S)	**		Fees Paid (\$)
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Other: Request for Continued Examination (\$395)			
SUBMITTED BY	I De la La La Caracteria de la Caracteri		
Signature Dark O 0'1 h	Registration No. 48,9	05 Telephone 3	12.372.2000

Date November 14, 2005 Patrick D. Richards Name (Print/Type)

This collection of Information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the includual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief information Officer, U.S. Patont on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief information Officer, U.S. Patont and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450.

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	Consolidated Appropri	ations Act. 2005 (H.R. 4818).	Application Number	10/767,002		
FEE	TRANS	SMITTAL	Filing Date	January 28, 2004	CENTRALE	VED
-	For FY 2	005	First Named Inventor	Robert Breslow	CENTRALE	CENTER
			Examiner Name	Weinstein, Stever	Alos	4 2005
Applicant claim	s small entity status	s. See 37 CFR 1.27	Art Unit	1761		71 2003
TOTAL AMOUNT C	F PAYMENT (\$) 395	Attorney Docket No.	66873-010001		<u>'</u>
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FEE CALCULAT	ION					4
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Plant	200	100 300	150 16	• •		
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3. APPLICATION If the specificati	on and drawings	exceed 100 sheets of pa	per, the application si	ze fee due is \$250	(\$125 for small entity)	İ
for each add	itional 50 sheets	or fraction thereof. See	35 U.S.C. 41(a)(1)(G)	and 37 CFR 1.16	(s).	1
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4. OTHER FEE(S) Non-English) Specification. \$	130 fee (no small entity	discount)		<u></u>	
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iame (Print/Type)	Patrick D. Rid	hards		Date	November 14, 2005	עי

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